SHELDON & MAK

ATTORNEY DOCKET NO.: 13288-1

Unit d Stat s Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: "Percutaneous Vertebral Fusion System."

a. x is attached hereto b. was filed on application serial no, and was amended on filed applicable) (in the case of a PCT-filed application) described and claimed in international no. filed and as amended on (if any), which I have reviewed and for which I solicit a United States patent. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56 (see page 3 attached hereto). I hereby claim foreign priority benefits under Title 35, United States Code, §119/365 of any foreign application(s) for patent of	, , , , , , , , , , , , , , , , , , , ,					
b was filled on application serial no and was amended on (if applicable) (in the case of a PCT-filled application) described and claimed in international no filed and as amended on (if any), which I have reviewed and for which I solicit a United States patent. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37. Code of Federal Regulations, § 1.56 (see page 3 attached hereto). I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent of inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed: a no such applications have been filed. b x such applications have been filed as follows: PROVISIONAL APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119(a) APPLICATION NUMBER DATE OF FILING (day, month, year) STATUS (patented, pending, abandoned) 60/213,385 23 June 2000 Pending ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S) APPLICATION NUMBER DATE OF FILING (day, month, year) (day, month, year) I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT International application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code i 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the pripoplication and the national or PCT	The specification of which	·				
applicable) (in the case of a PCT-filed application) described and claimed in international no		amalia akia mi a aniat a a				
and as amended on		application serial no.		and was amended on _	(if	
I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, \$1.56 (see page 3 attached hereto). I hereby claim foreign priority benefits under Title 35, United States Code, \$119/365 of any foreign application(s) for patent of inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filling date before that of the application on the basis of which priority is claimed: ano such applications have been filed. bx_ such applications have been filed as follows: PROVISIONAL APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119(e) APPLICATION NUMBER DATE OF FILING (day, month, year) STATUS (patented, pending, abandoned) 60/213,385 23 June 2000 Pending ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S) COUNTRY APPLICATION NUMBER DATE OF FILING (day, month, year) (day, month, year) I hereby claim the benefit under Title 35, United States Code, \$120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, \$1.58(a) which occurred between the filing date of the priapplication and the national or PCT international filing date of this application.	applicable) (in the case of a PC)-f	iled application) described and claim	imed in int	ernational no.	filed	
amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56 (see page 3 attached hereto). I hereby claim foreign priority benefits under Title 35, United States Code, §119/365 of any foreign application(s) for patent of inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed: ano such applications have been filed. bx such applications have been filed as follows: PROVISIONAL APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119(e) APPLICATION NUMBER DATE OF FILING (day, month, year) STATUS (patented, pending, abandoned) 60/213,385 23 June 2000 Pending ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S) COUNTRY APPLICATION NUMBER DATE OF FILING (day, month, year) (day, month, year) I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the priapplication application and the national or PCT international filling date of this application.	and as amended on	(if any), which I have review	ed and for	r which I solicit a United Sta	ites patent.	
Code of Federal Regulations, \$1.56 (see page 3 attached hereto). I hereby claim foreign priority benefits under Title 35, United States Code, \$119/365 of any foreign application(s) for patent of inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filling date before that of the application on the basis of which priority is claimed: ano such applications have been filled. bx_ such applications have been filled as follows: PROVISIONAL APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119(e) APPLICATION NUMBER DATE OF FILING (day, month, year) STATUS (patented, pending, abandoned) 60/213,385 23 June 2000 Pending ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S) COUNTRY APPLICATION NUMBER DATE OF FILING (day, month, year) I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose application as defined in Title 37, Code of Faderal Regulations, §1.58(a) which occurred between the filing date of the priapplication and the national or PCT international filing date of this application.			the above-	identified specification, incl	uding the claims, as	
Inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filling date before that of the application on the basis of which priority is claimed: a no such applications have been filed. b such applications have been filed as follows: PROVISIONAL APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119(e) APPLICATION NUMBER DATE OF FILING (day, month, year) STATUS (patented, pending, abandoned) 60/213,385 23 June 2000 Pending ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S) COUNTRY APPLICATION NUMBER DATE OF FILING (day, month, year) (day, month, year) I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.58(a) which occurred between the filing date of the priapplication and the national or PCT international filing date of this application.			the exami	nation of this application in	accordance with Title 37,	
PROVISIONAL APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119(e) APPLICATION NUMBER DATE OF FILING (day, month, year) STATUS (patented, pending, abandoned) 60/213,385 23 June 2000 Pending ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S) COUNTRY APPLICATION NUMBER DATE OF FILING (day, month, year) I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and PCT international application in the manner provided by the first paragraph of Title 35, United States Code §112, 1 acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the priapplication and the national or PCT international filing date of this application.	inventor's certificate listed below	and have also identified below any	y foreign a	pplication for patent or inve	cation(s) for patent of intor's certificate having a	
APPLICATION NUMBER DATE OF FILING (day, month, year) STATUS (patented, pending, abandoned) Pending ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S) COUNTRY APPLICATION NUMBER DATE OF FILING (day, month, year) I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, 1 acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the priapplication and the national or PCT international filing date of this application.						
ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S) COUNTRY APPLICATION NUMBER DATE OF FILING (day, month, year) I hereby claim the benefit under Title 35, United States Code, \$120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code \$112, 1 acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, \$1.58(a) which occurred between the filing date of the priapplication and the national or PCT international filing date of this application.	PROVISIO	NAL APPLICATION(S), IF ANY, CL	LAIMING P	RIORITY UNDER 35 USC §	119(e)	
ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S) COUNTRY APPLICATION NUMBER DATE OF FILING (day, month, year) I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the priapplication and the national or PCT international filing date of this application.	APPLICATION NUMBER	DATE OF FILING (day, month, year)		STATUS (patented, pending, abandoned)		
COUNTRY APPLICATION NUMBER DATE OF FILING (day, month, year) I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, 1 acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the pri application and the national or PCT international filing date of this application.	60/213,385	23 June 2000		Pending		
COUNTRY APPLICATION NUMBER DATE OF FILING (day, month, year) I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, 1 acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the pri application and the national or PCT international filing date of this application.						
COUNTRY APPLICATION NUMBER DATE OF FILING (day, month, year) I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, 1 acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the pri application and the national or PCT international filing date of this application.						
(day, month, year) I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the pri application and the national or PCT international filing date of this application.	ALL FOR	EIGN APPLICATIONS, IF ANY, FILE	ED BEFORI	E THE PRIORITY APPLICATI	ON(S)	
I hereby claim the benefit under Title 35, United States Code, \$120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code \$112, 1 acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, \$1.56(a) which occurred between the filing date of the pri application and the national or PCT international filing date of this application.	COUNTRY	APPLICATION NUMBER		PATE OF FILING	DATE OF ISSUE	
I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the pri application and the national or PCT international filing date of this application.					·= · · · ·	
listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the pri application and the national or PCT international filing date of this application.			·		(ady) (tional) year)	
APPLICATION NUMBER DATE OF FILING (day, month, year) STATUS (patented, pending, abandoned)	listed below and, insofar as the si application in the manner provider material information as defined in	ubject matter of each of the claims d by the first paragraph of Title 35 Title 37, Code of Federal Regulati	s of this ap 5, United S ions, §1.5(oplication is not disclosed in itates Code §112, I acknow 8(a) which occurred betwee	the prior United States ledge the duty to disclose	
	APPLICATION NUMBER	DATE OF FILING (day, month,	vear)	STATUS (natented	nending abandoned)	
				30 (patolitod)	personing) described	

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

David A. Farah, Reg. No. 38,134; Jeffrey G. Sheldon, Reg. No. 27,953; Denton L. Anderson, Reg. No. 30,153; Danton K. Mak, Reg. No. 31,695; Lena A. Basile, Reg. No. 44,026; Robert J. Rose, Reg. No. 47,037; Anthony G. Vella, Reg. No. 47,152; James W. Collett, 46,636 and Gary F. Wang, Reg. No. 44,392.

I hereby authorize them to act and rely on instructions from and communication directly with the person/assignee/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Sheldon & Mak to the contrary.

Please direct all correspondence in this case to Sheldon & Mak at the address indicated below:

Sheldon & Mak c/o David A. Farah, M.D. 225 South Lake Avenue, 9th Floor Pasadena, California 91101 Telephone No. (626) 796-4000

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

	FULL NAME FIRST Name OF INVENTOR		Middle Initials(s)	Middle Initials(s) LAST Name			
201	George		P.	Teitelb		aum	
	RESIDENCE & City State or Fore CITIZENSHIP		oreign Country		Country of Citizenship		
	Santa Monica		California		United States		
	POST OFFICE Post Office Address ADDRESS		City	State	or Country	Zip Code	
	325 16th Street		Santa Monica	California		90402-2217	
	FULL NAME FIRST Name OF INVENTOR		Middle Initials(s)	LAST Name			
202	RESIDENCE & City CITIZENSHIP State or For		Foreign Country	eign Country		Country of Citizenship	
	POST OFFICE Post Office Address ADDRESS		City	State	or Country	Zip Code	
	FULL NAME FIRST Name OF INVENTOR		Middle Initials(s)	LAST Nam	10	· · · · · · · · · · · · · · · · · · ·	
203	RESIDENCE & City State or For CITIZENSHIP		preign Country		Country of Citizenship		
	POST OFFICE Post Office Address ADDRESS		City	State	or Country	Zip Code	
Sign	ature of Triventor 301	nventor 202		Signature of Inventor 203			
Medel barn						SINO) EOU	
Date		Date			Date		
1	2/20/00						
	7 7	·	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~			· · · · · · · · · · · · · · · · · · ·	

For Additional Inventors:

_ indicate here and attach sheet with same information, including date and signature.